

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

RALPH D. ARMSTRONG,

Plaintiff,

v.

No. 21-cv-080 JCH-JHR

STATE OF NEW MEXICO, *et al*,

Defendants.

ORDER TO CURE DEFICIENCIES

This matter is before the Court on Plaintiff Ralph Armstrong's *pro se* Notice of Claim (Doc. 1). The Notice alleges Defendants violated Plaintiff's due process rights in connection with a parole hearing. The Notice appears to refer to damages for wrongful incarceration, but it does not contain a specific request for relief. The proper avenue for raising a constitutional violation is a civil rights complaint under 42 U.S.C. § 1983. The Clerk's Office will mail Plaintiff a blank § 1983 complaint, which he should complete and return within thirty (30) days of entry of this Order. By that same deadline, Plaintiff must also prepay the \$402 filing fee or, alternatively, file a motion to proceed *in forma pauperis*. All filings must include the case number (21-cv-080 JCH-JHR). If Plaintiff fails to timely refile his claims on the proper § 1983 form and address the filing fee, the Court will dismiss this action without further notice.

IT IS ORDERED that within thirty (30) days of entry of this Order, Plaintiff shall: (1) refile his claims on the § 1983 form complaint; and (2) either prepay the \$402 filing fee or, alternatively, file a motion to proceed *in forma pauperis*.

IT IS FURTHER ORDERED that the Clerk's Office shall **MAIL** Plaintiff a form § 1983

complaint and a form motion to proceed *in forma pauperis*.


UNITED STATES MAGISTRATE JUDGE